IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 16582 of 2001

Between:

G.Venkateshwarlu, S/o.Ankamma, R/o.Netaji Nagar,Near Ramalaya, Nidubrolu, Ponnur Mandal, Guntur District.

..... PETITIONER

AND

1 Station House Officer,
Nagarm Police Station, Nagarm Mandal, Guntur District.
2 Sri Gudapati Krishna Moorthy S/o Ankamma
R/o Bhavanagar Colony, Poo: R.T.C Depot, Ponnur,
Ponnur Mandal, Guntur District.
3 Sri Gudapati Rama Koteshwara Rao S/o Ankamma
R/o Gudapativaripalem, Pedmatlapudi (Post),
Nizampatnam, Guntur District.
4 Sri Gudapati Kotaiah, Pedda Kapu, S/o Narasaiah,

R/o Gudapativaripalem, Pedmatlapudi (Post),
Nizampatnam, Guntur District.
5 Sri Gudapati Venkateswara Prasoona Naidu, S/o Sri Late Jalachandra

Rao R/o Gudapativaripalem, Pedmatlapudi (Post),
Nizampatnam, Guntur District.
6 Smt Gudapati Rajaya Lakshmi W/o Gudapati Rama Koteshwara Rao
R/o Gudapativaripalem, Pedmatlapudi (Post), Nizampatnam,

Guntur District.
7 Smt Gudapati Ammapurna, W/o Venkateswara Prasoona Naidu,
R/o Gudapativaripalem, Pedmatlapudi (Post),Nizampatnam, Guntur

District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court be pleased to issue a Writ or order or direction, more particularly one in the nature of Writ of Mandamus, declaring the inaction of the respondent No.1 and directing the respondents No.1 to take the steps in pursuance of orders of this Hon'ble High Court and non obedience

of Orders of this High Court in C.R.P.No.992/2000 by respondent No.2 to 7 as illegal and arbitrary.

Counsel for the Petitioner: MR.M.NAGA RAJ

Counsel for the Respondent No.1: GP FOR HOME

Counsel for the Respondent Nos.2 to 7: MR.G.DHARMA RAO, ADVOCATE

The Court made the following:

ORDER:

The petitioner herein is a decree holder in O.S.No.71 of 1988 on the file of the Court of Principal Junior Civil Judge, Repalle. The said Court in E.A.No.85 of 1997 in E.P.No.46 of 1997 passed an order directing the Station House Officer, P.S. Nagaram, the first respondent herein, to give police protection to the petitioner in implementation and enforcing the decree for permanent injunction in favour of the petitioner. Alleging that the same was not paid, the present writ petition is filed.

As held by a Division Bench of this Court in **Satyanarayana Tiwari v. Commissioner of Police**, when the Civil Court directs the police to give protection in enforcing an order of injunction, such an order has to be implemented.

Following the same, the writ petition is disposed of, recording the submission made by the learned Assistant Government Pleader that the order passed by the Civil Court shall be implemented by the Police. The petitioner is also given liberty to approach the first respondent and seek necessary protection.

The writ petition, with the above observations and directions, is disposed of.

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(**VVS.RAO,J**)

June 16, 2005.

YS

To

1 The Station House Officer,

Nagarm Police Station, Nagarm Mandal, Guntur District.

2 2CCs to the Government Pleader for Home, High Court Buildings,

Hyderabad (OUT).

3 2CD copies.